IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 31852 of 2007(P)

PETITIONER:

SUDHA, D/O JANARDANAN @ BAVA,
PATTATHIL HOUSE, MANGALAM WARD,
ALAPPUZHA.

BY ADV. SRI.V.K.PEERMOHAMED KHAN

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE DISTRICT COLLECTOR, ALAPPUZHA.

2. THE TAHSILDAR,
AMBALAPPUZHA TALUK,
TALUK OFFICE, ALAPPUZHA.

3. THE VILLAGE OFFICER,
ARYAD SOUTH VILLAGE, ALAPPUZHA.

4. ALAPPUZHA MUNICIPALITY,
REPRESENTED BY ITS SECRETARY,
ALAPPUZHA.

5. BABE BHAI JAYRAM ASHAR,
MANAGING TRUSTEE, BHAIMITHABHI TRUST,
H.NO.3/90,92, MATTANCHERRY, KOCHI.

BY ADV. SRI.M.K.CHANDRA MOHAN DAS, SC, M.C.,ALP
GOVERNMENT PLEDER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 31852 OF 2007 P
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Dated this the 26th day of October, 2007

J U D G M E N T

The complaint is that a thodu is being refilled by a private party. It is on that basis relief is sought against the District Collector on the ground that there has been inaction on his part. If the petitioner is aggrieved by any unauthorised action by a private individual, petitioner can always seek relief from Civil Court. This does not justify invoking any public law remedy by taking recourse to proceedings under Article 226 of the Constitution of India. Writ petition is dismissed.

ANTONY DOMINIC, JUDGE.

Rp